IN THE HIGH COURT OF BOMBAY AT GOA

WRIT PETITION NO. 110 OF 2006

MRS. SHARADA BHANDARI,VASCO DA GAMA-GOA. ....Petitioner

Versus

UNION OF INDIA REP.BY ITS SECRETARY AND 3 ORS., ...Respondents

Smt. A. A. Agni and Shri M. S. Prabudesai, Advocates for the petitioner.

Shri Joseph S. Vaz, Central Govt. Standing Counsel for respondents No.1 and 2.

Coram:- A. P. LAVANDE &
N. A. BRITTO, JJ.

Date:- 19th April, 2006

P.C.

Heard Smt. Agni, the learned Counsel on behalf of the petitioner and Shri Vaz, the learned Central Govt. Standing Counsel on behalf of the respondents No.1 and 2. The petitioner who was working at Vasco da Gama has been transferred by order dated 7th March, 2006 to the Railway Hospital at Hubli. The petitioner was relieved on 13th March, 2006. It has been submitted on behalf of the petitioner that the peitioner was unable to immediately join her services at Hubli as the petitioner was undergoing some treatment.

This is a matter of transfer from Vasco da Gama to Hubli and has resulted on account of the Central Administrative Tribunal having ordered that another incumbent be posted in place of the petitioner. Since, it is a matter of transfer, we are not inclined to interfere with the same. Nevertheless, Shri Vaz, on instructions from Shri T. Rajarao, Office Superintendent of Respondent No.2, makes a statement that the period

from 13th March, 2006 till 1st May, 2006 will be treated as joining time/leave on medical grounds, in case the petitioner submits an application for the said purpose.

Smt. Agni makes a statement on behalf of the petitioner that the petitioner will join her new posting at Hubli on 2nd May, 2006 and that on joining, the petitioner will file a proper application to the Authorities of the Railway Hospital at Hubli. We direct the Authorities of the Railway Hospital at Hubli to consider the application of the petitioner favourably and treat the period of absence from 13th March, 2006 to 1st May, 2006 as joining time/leave on medical grounds.

The petition is disposed of in the above terms.

A. P. LAVANDE, J.

N. A. BRITTO, J.

ssm.